



OLENE S. WALKER
Governor
GAYLE F. McKEACHNIE
Lieutenant Governor

State of Utah
DEPARTMENT OF NATURAL RESOURCES
Division of Water Rights

ROBERT L. MORGAN JERRY D. OLDS
Executive Director *State Engineer/Division Director*

March 30, 2004

Ross McKinnon
Diamond Bar Ranch
PO Box 272
Randolph UT 84064

Dear Mr. McKinnon:

The State Engineer's office has reviewed your request to begin use of water prior to the period of use date of your water right.

Unfortunately, the prolonged drought has caused the storage levels in Bear Lake to drop below recent historic levels. In view of this situation, the State Engineer's office will not permit the early use of water because of the impact it may have on storage rights in Bear Lake.

Therefore, your request for early diversion is denied. If you have any questions concerning this denial, please contact me by phone at (801)538-7380 or by e-mail at LeeSim@utah.gov or Bob Fotheringham, Regional Engineer, by phone at (435)752-8755 or by e-mail at BobFotheringham@utah.gov.

Sincerely,

Lee H. Sim, P.E.
Assistant State Engineer for Distribution

cc: Bob Fotheringham
Ron Hoffman